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May 28 2008 12:24

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P. 01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

MAY 28 2008

In re Patent Application of

Atty LCM-5223-4

Dkt.

C# M#

TC/A.U. 4181

Examiner: Baek, B-S

Date: May 28, 2008

RAJ, et al.

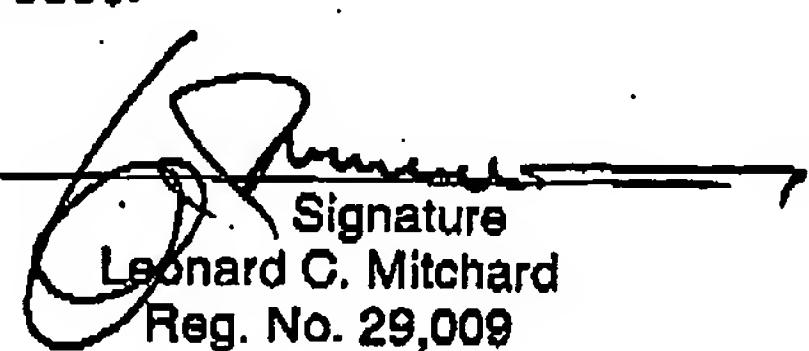
Serial No. 10/557,196

Filed: April 12, 2006

Title: USE OF A COMPOUND IN THE TREATMENT OF SLEEP DISORDERS

FACSIMILE CERTIFICATE

I hereby certify that this Amendment is being transmitted by facsimile to the Patent and Trademark Office on May 28, 2008, specifically to 571-273-8300.



Signature
Leonard C. Mitchard
Reg. No. 29,009

No. of pages transmitted (including this cover sheet): 3 pages

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE/AMENDMENT/LETTER

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

 Correspondence Address Indication Form Attached.

Fees are attached as calculated below:

Total effective claims after amendment 0 minus highest number previously paid for 20 (at least 20) = 0 x \$50.00

\$0.00 (1202)/\$0.00 (2202) \$

Independent claims after amendment 0 minus highest number previously paid for 3 (at least 3) = 0 x \$210.00

\$0.00 (1201)/\$0.00 (2201) \$

If proper multiple dependent claims now added for first time, (ignore improper); add

\$370.00 (1203)/\$185.00 (2203) \$

Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s)

One Month Extension \$120.00 (1251)/\$60.00 (2251)

Two Month Extensions \$460.00 (1252)/\$230.00 (2252)

Three Month Extensions \$1050.00 (1253)/\$525.00 (2253)

Four Month Extensions \$1640.00 (1254)/\$820.00 (2254)

Five Month Extensions \$2,230.00 (1255)/\$1,115.00 (2255) \$

Terminal disclaimer enclosed, add

\$130.00 (1814) / \$65.00 (2814) \$

 Applicant claims "small entity" status. Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee :

\$180.00 (1806) \$ 0.00

Assignment Recording Fee

\$40.00 (8021) \$ 0.00

Other:

\$ 0.00

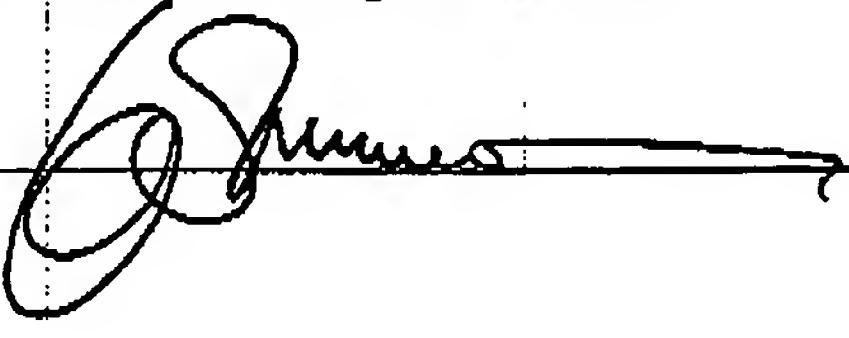
TOTAL FEE \$ 0.00

 CREDIT CARD PAYMENT FORM ATTACHED.

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

901 North Glebe Road, 11th Floor
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LCM:Iff

NIXON & VANDERHYE P.C.
By Atty: Leonard C. Mitchard, Reg. No. 29,009

Signature: 

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

RAJ, et al. Atty. Ref.: 5223-4 Confirmation No: 5509

Appl. No. 10/557,196 TC/A.U. 4161

Filed: April 12, 2006 Examiner: Baek, B-S

For: USE OF A COMPOUND IN THE TREATMENT OF SLEEP DISORDERS

May 28, 2008

**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

Sir:

RESPONSE

In response to the Official Action mailed April 29, 2008, Applicants hereby elect Group I (claims 1-8, 14-27, 30-33 and 42-58).

In response to the election of species requirements, Applicants hereby elect:

- (1) enabling an individual to wake refreshed after sleeping;

(2) Ibuprofen;

(3) Oral administration, and tablet formulation;

(4) Saccharide (diluent), croscarmellose (disintegrant), magnesium stearate (lubricant), hydroxymethylpropyl cellulose (coating agent).

The undersigned wishes to acknowledge a telephone discussion conducted with the Examiner on May 28, 2008, during which the election of species requirements set

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P. 03

RAJ, et al.
Appl. No. 10/557,196
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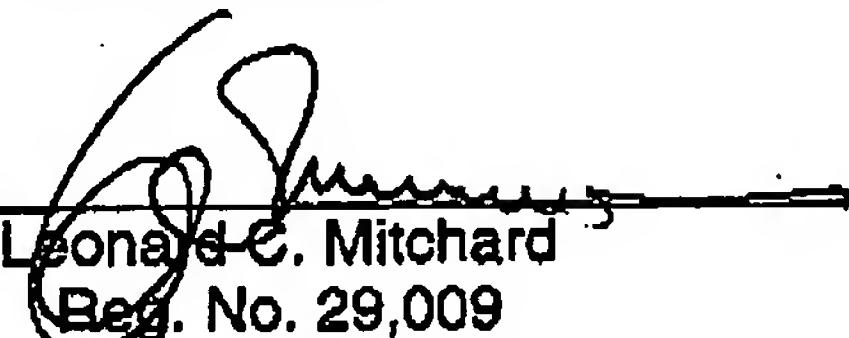
forth on page 3 onwards of the Action were discussed and clarified. The courtesies extended by the Examiner were most appreciated.

Further action is awaited.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: _____


Leonore C. Mitchard
Reg. No. 29,009

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